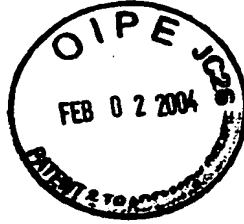


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Ren et al.
Serial No. : 09/336,126
Cnfrm. No. : 7291
Filed : June 18, 1999
For : FREE-STANDING AND ALIGNED
CARBON NANOTUBES AND SYNTHESIS
THEREOF



Examiner:
M. Miggins

Art Unit:
1772

RECEIVED

FEB 19 2004

NOTICE OF APPEAL
AND
REQUEST FOR THREE-MONTH EXTENSION OF TIME

Mail Stop: AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the Primary Examiner's decision dated July 30, 2003, finally rejecting claims 1-6, 9-26, 29-37, 78, and 87-89.

Applicants hereby request an extension of time of three months from the due date of October 30, 2003.

Enclosed is a check in the amount of \$640, which covers the \$165 cost of the appeal fee and the \$475 cost of the extension of time. Please charge any additional fees which may be required or credit any overpayment to Deposit Account No. 14-1138. A duplicate copy of this form is attached.

Please charge any additional fees which may be required or credit any overpayment to Deposit Account No. 14-1138. A duplicate copy of this form is attached.

02/06/2004 RMEBRAHT 00000103 09336126


01 FC:2401 165.00 OP
02 FC:2253 475.00 OP

Respectfully submitted,

Dated: January 30, 2004

NIXON PEABODY LLP
Clinton Square, P. O. Box 31051
Rochester, New York 14603-1051
Telephone: (585) 263-1128
Facsimile: (585) 263-1600

R745792.1


Edwin V. Merkel
Registration No. 40,087

Certificate of Mailing - 37 CFR 1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:
Commissioner for Patents P.O. Box 1450
Alexandria, VA 22313-1450, on the date below.

1/30/04
Date


Wendy L. Barry